

DEPARTMENT OF CORRECTIONS
REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Santa Rosa
119

TO: ☒ Warden ☐ Assistant Warden ☐ Secretary, Florida Department of Corrections

From: BORRITO RAMON RECEIVED RECEIVED
Last First Middle Initial Institution
DEC 03 2002

NOV 21 2002
Part A - Inmate Grievance
33-103.002 (13)
33-103.013 (5)
BY-PASS INFORMAL STEP BY AUTHORITY F.A.C. Rule 33-103.006(3)(b)
ISSUE: This is a complaint challenging disciplinary action applied against me while assigned to close management III status. I am being denied personal property, canteen, visitation, day room privileges and work assignment because officials here at Wash. C.I. are unlawfully carrying over disciplinary confinement time that was assessed prior to my placement on Close Management. This is contrary to Osterback v Moore (C.M. is not punishment) and contrary to the Florida Administrative Code which authorizes d.c. OR close management not both. Remedy or injunction sought in U.S. Dist. Ct.
November 13, 2002
DATE
R. Borrigo X27467
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS 2
Signature

PART B - RESPONSE
Log # 02-12025
REFER TO ATTACHMENT FOR PART B - RESPONSE
Attachment - 3 Copies
Col. R.P. Tift, Security
R. P. Tift
SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING
H.D. Alford, Warden
H. D. Alford
SIGNATURE OF WARDEN, ASST. WARDEN, OR SECRETARY'S REPRESENTATIVE
12/19/02
DATE

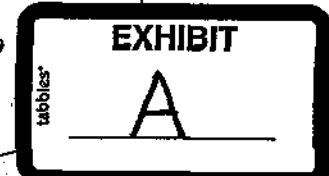
ORIGINAL: TO BE RETURNED TO GRIEVANT AFTER COMPLETION OF ACTION.
TEAR ON PERFORATION

PART C - RECEIPT (TO BE COMPLETED BY DC STAFF)

RETURN TO: LAST FIRST MIDDLE INITIAL NUMBER INSTITUTION
BORRITO, RAMON X27467 WASHINGTON C.I.
ACKNOWLEDGE RECEIPT THIS DATE OF A GRIEVANCE FROM THE ABOVE INMATE IN REGARD TO THE FOLLOWING SUBJECT:

5DISCIPLINE

DATE 12/3/02 GRIEVANCE LOG NUMBER 02-12025 RECIPIENT'S SIGNATURE (STAFF MEMBER) LYKINS
DISTRIBUTION: INSTITUTION/FACILITY DISTRIBUTION: CENTRAL OFFICE
WHITE COPY INMATE COPY WHITE COPY INMATE COPY
CANARY COPY INMATE'S FILE CANARY COPY INMATE'S FILE - INST./FACILITY
PINK COPY INMATE COPY PINK COPY C.O. INMATE FILE
GOLDENROD COPY RETAINED BY OFFICIAL RESPONDING GOLDENROD COPY RETAINED BY OFFICIAL RESPONDING



STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Borrito, Ramon

DC# X27467

Washington Correctional Institution

Log # 02-12025

PART B - RESPONSE

Your Grievance was received and reviewed. The following response is provided:

You have failed to attach the informal grievance and answer as required by Chapter 33-103.014 (1)g, and your reason for bypassing the informal level was not accepted per Chapter 33-103.014 (1)f.

Chapter 33-103.013 (5) deals with the classification of grievances. Chapter 33-103.006 (3)b deals with mitigating factors not presented during hearings. Chapter 33-103.005 (1) deals with filing informal grievances. Chapter 33-103.002 (13) deals with reviewing authorities.

None of the above listed sections of Chapter 33 allows you to bypass the informal level of the grievance procedure. You are grieving your disciplinary status, not disciplinary action taken during a particular hearing.

If you desire administrative review of your complaint, you may refile utilizing the proper procedure or correct the stated deficiency and refile if upon receipt of this notification the filing is within time frames allowable set forth in 33-103.011.

Therefore, your grievance is returned without action.

You have fifteen (15) calendar days from the date of this response in which to seek further administrative review via the Bureau of Inmate Grievance Appeals Office, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500, if you are not satisfied with your response.

Col. R.P. Tift, Security

R. P. Tift
Signature and Typed or Printed
Name of Employee Responding

H.D. Alford, Warden

H. D. Alford
Signature of Warden, Assistant
Warden, or Secretary's Representative

12/19/02
Date